

# EXHIBIT 22

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA, CRIMINAL ACTION NUMBER:  
vs. 2:19-cr-00120-KM  
GORDON J. COBURN and *Garrity Motion*  
STEVEN SCHWARTZ, Volume 2 Pages 267-421  
Defendants.

MARTIN LUTHER KING BUILDING & U.S. COURTHOUSE  
50 Walnut Street, Newark, New Jersey 07101  
April 19, 2023  
Commencing at 9:00 a.m.

B E F O R E : THE HONORABLE KEVIN McNULTY  
UNITED STATES DISTRICT JUDGE

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1 Q. Yes, I do. So if you look at the top of page 5, it says,  
2 "DLA: We do want an additional interview with him" --

3           Actually, let's go back just to put it in context.

4           If you look at the bottom of 4 -- I'm not going to  
5 read it all; it will take too long -- this talks about how you  
6 spoke to Mr. Schwartz, you asked him about his recollection of  
7 a particular meeting, and he said he had no memory. And  
8 there's a discussion about how he was out -- how he had had  
9 some surgery and so forth. And there's a question about who  
10 his lawyers were. At the time there was a lawyer named Josh  
11 Rievman, but it was transitioning to Reid Weingarten, and the  
12 government asks what's his current status.

13           And you -- I don't know if it's you or somebody else  
14 from DLA says, "He's on home leave, on paid leave. His access  
15 to things have been terminated."

16           Brackett Denniston says, "Our preferred course is for  
17 him to resign or we'll terminate."

18           Do you see that?

19 A. I do.

20 Q. And this is on October 6th?

21           Do you remember this from the interview?

22 A. I don't.

23 Q. From the meeting?

24           Okay. So how about this part? At the top of the  
25 next page it says, "DLA: We do want a additional interview

1       with him and have asked for medical records for this alibi."

2                  Do you remember discussion of that?

3       A.     I do.

4       Q.     And what was that discussion with the government?

5       A.     I remember telling the government that during the course  
6       of the second interview of Mr. Schwartz, we showed him his  
7       notes, he claimed to have no memory of the entire week. And I  
8       think it was at that time either we asked Mr. Rievman for the  
9       notes or -- sorry -- for his medical records or Reid Weingarten  
10      volunteered to gather them for us because he wanted to show the  
11      company that there was merit to the claim, and I think he  
12      actually did produce some medical records.

13                  So I remember telling -- yeah, I remember during that  
14      meeting telling the government that, again, the company was  
15      trying to pursue that additional information because, you know,  
16      at the end of it we wanted to keep an open mind as to  
17      Mr. Schwartz's claim of amnesia.

18       Q.     So you somehow, whether it was from Mr. Weingarten or  
19      otherwise, obtained his medical records, correct?

20       A.     I think there was a meeting with Mr. Weingarten in late  
21      October at his request where he raised a number of issues about  
22      effective, like, defenses that Mr. Schwartz had -- had raised,  
23      including that issue around the amnesia, and Mr. Weingarten  
24      subsequently gave us medical records. So correct.

25       Q.     And did you turn those medical records over to the